

MICHAEL E. DERGOSITS (SBN 118206)  
TEDDY K. JOE (SBN 242589)  
DERGOSITS & NOAH LLP  
Three Embarcadero Center, Suite 410  
San Francisco, CA 94111  
Telephone: (415) 705-6377  
Facsimile: (415) 750-6383  
Email: mdergosits@dergnoah.com  
Email: tjoe@dergnoah.com

Attorneys for Plaintiffs

VINOVAION, INC. and  
OENOVATION INTERNATIONAL LLC

ROTHWELL, FIGG, ERNST &  
MANBECK, P.C.  
R. Danny Huntington (*pro hac vice*)  
1425 K Street, N.W. Suite 800  
Washington, D.C. 20005  
Main No.: (202) 783-6040  
Fax No.: (202) 783-6031  
Email: dhuntington@rfem.com

LAW OFFICE OF JUDITH S.H. HOM  
JUDITH S.H. HOM (SBN 203482)  
236 West Portal Ave. #500  
San Francisco, CA 94127  
Telephone: (415) 845-6220  
Facsimile: (415) 665-5933  
Email: jshom@me.com

Attorneys for Defendant  
VA FILTRATION USA LLC

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

VINOVAION, INC., a California  
corporation, and OENOVATION  
INTERNATIONAL LLC, a California  
corporation,

Plaintiffs,

v.

VA FILTRATION USA LLC, a California  
corporation,

Defendant.

Civil Action No.: 3:06-cv-02026-JSW

**STIPULATED REQUEST FOR  
FOURTH ORDER ENLARGING TIME  
PURSUANT TO CIVIL L.R. 6-2  
AND ORDER THEREON**

WHEREAS, a Case Management Conference was held for this case on August 7, 2009; and the Court issued an Amended Order Scheduling Trial and Pretrial Matters on August 11, 2009 (D.I. 49);

WHEREAS, a Stipulated Request for an Order Enlarging Time pursuant to Civil L.R. 6-2 was filed on August 14, 2009 (D.I. 52) and the Order granted on August 17, 2009 (D.I. 54);

WHEREAS, a Stipulated Request for an Order Enlarging Time pursuant to Civil L.R. 6-2 was filed on October 19, 2009 (D.I. 55) and the Order granted on October 20, 2009 (D.I. 56);

WHEREAS, a Stipulated Request for an Order Enlarging Time pursuant to Civil L.R. 6-2 was filed on October 30, 2009 (D.I. 57) and the Order granted on November 2, 2009 (D.I. 58);

WHEREAS, pursuant to the Court's Order Enlarging Time and the previous amended scheduling order, Defendant VA Filtration USA LLC's Invalidity Contentions pursuant to Patent L.R. 3-3 are to be served on all parties by November 9, 2009; and all parties are to exchange Proposed Terms for Construction pursuant to Patent L.R. 4-1 by November 18, 2009 and Preliminary Claim Constructions pursuant to Patent L.R. 4-2 by November 30, 2009;

WHEREAS, the parties exchanged multiple drafts of a Memorandum of Understanding ("MOU") and are currently working diligently on finalizing the MOU and then preparing a complete settlement agreement;

WHEREAS, the undersigned counsel, met, conferred and agreed that the dates for service of Patent L.R. 3-3 Disclosures, Patent L.R. 4-1 Terms and the Patent L.R. 4-2 Joint Claim Construction Statement should be extended for a thirty day period as follows:

Event	Old Deadline	New Deadline
Invalidity Contentions (Patent L.R. 3-3, 3-4)	November 9, 2009	December 9, 2009
Proposed Terms for Construction (Patent L.R. 4-1(a))	November 18, 2009	December 18, 2009
File Joint Claim Construction Statement (Patent L.R. 4-4)	November 30, 2009	December 30, 2009

1 Other Patent Local Rule Deadlines, Trial Dates and Pretrial Dates set by the court in its  
2 August 11, 2009 Order will not be effected.

3 NOW THEREFORE, IT IS STIPULATED, AGREED AND ORDERED that the date for  
4 serving Invalidity Contentions shall be extended to December 9, 2009; and the date for  
5 exchanging Proposed Terms for Construction shall be extended to December 18, 2009; and the  
6 date for filing the Joint Claim Construction Statement shall be extended to December 30, 2009.  
7

8 Dated: November 9, 2009

ROTHWELL, FIGG, ERNST &  
MANBECK

10 By: /s/  
11 Danny Huntington

12 Attorney for Defendant  
13 VA FILTRATION USA LLC

14 Dated: November 9, 2009

DERGOSITS & NOAH LLP

16 By: /s/  
17 Michael E. Dergosits

18 Attorney for Plaintiffs VINOVAION, INC.  
19 and OENOVAION INTERNATIONAL  
20 LLC

21 PURSUANT TO STIPULATION, IT IS SO ORDERED.

22  
23 DATED: November 10, 2009

24 By:   
25 THE HONORABLE JEFFREY S. WHITE  
26 UNITED STATES DISTRICT JUDGE  
27  
28